

UNITED STATES DISTRICT COURT IN CLERKS OFFICE
FOR THE DISTRICT OF MASSACHUSETTS

2004 JUN -8 P 3: 35

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|----------------------------|---|
| INTAC INTERNATIONAL, INC., |) |
| Plaintiff |) |
| v. |) |
| A CORP d/b/a ROOTERMAN and |) |
| DONALD MACDONALD, |) |
| Defendants |) |

U.S. DISTRICT COURT
DISTRICT OF MASS.

CIVIL ACTION NO.
04-10040 REK

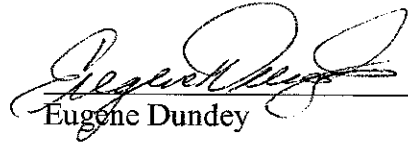
AFFIDAVIT OF EUGENE DUNDEY

Pursuant to Fed. R. Civ. P. 56 (c), the undersigned, Eugene Dundey, under oath and personal knowledge, states that:

1. I am a full time consultant of A Corp d/b/a Rooterman ("A Corp").
2. I am thoroughly familiar with A Corp's day to day operation and the Wintac licensing agreements.
3. Since 1998, on behalf of A Corp, I have been responsible to contact Plaintiff's sales representatives regarding purchase of Plaintiff's Wintac software.
4. Since 1998, on behalf of A Corp, I have been responsible to directly communicate with Plaintiff's technical support analysts, as to problems occurred during Wintac software operation.
5. I have read the Statement of Undisputed Facts and hereby assure and verify the truth and accuracy of such Statement and the facts stated therein to the best of my knowledge.

Signed under pains and penalties of perjury.


Date: June 7, 2004.


Eugene Dundey

CERTIFICATE OF SERVICE

I certify that a true copy of the above document was served by ^{hand}mail upon the attorney of record for Plaintiff on the date set forth below.

Date: June 7, 2004


William H. McCarter, Jr.